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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NATIONAL FOOTBALL LEAGUE
MANAGEMENT COUNCIL,

Plaintiff,

- v. -

NATIONAL FOOTBALL LEAGUE
PLAYERS ASSOCIATION,

Defendant.

ORDER

15 Civ. 5916 (RMB) (JCF)

15 Civ. 5982 (RMB) (JCF)

The Court has reviewed the Decision of the Second Circuit in National Football League Management Council v. National Football League Players Association, 820 F.3d 527 (2d Cir. 2016) (Katzmann, C.J., dissenting), the Mandate of the Second Circuit, issued July 22, 2016, and the recently proposed order confirming the Mandate submitted by counsel for the National Football League Management Council to the S.D.N.Y. Clerk's Office. The effect of a mandate is to return jurisdiction to the district court for the (limited) purpose of following the appellate court's ruling. See United States v. Tenzer, 213 F.3d 34, 40 (2d Cir. 2000); see also United States v. Ben Zvi, 242 F.3d 89, 95 (2d Cir. 2001).

The National Football League Management Council's Motion to Confirm the Labor Arbitration Award, dated August 7, 2015 [15 Civ. 5916, #33], is granted, and the National Football League Players Association's Motion to Vacate [15 Civ. 5916, #34] is denied.

The Clerk of the Court is respectfully requested to close cases 15 Civ. 5916 and 15 Civ. 5982.

Dated: New York, New York
September 1, 2016


RICHARD M. BERMAN, U.S.D.J.